UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

REALTIME DATA, LLC d/b/a IXO,)
Plaintiff, vs.) Case No. 1:11-cv-6696-KBF) 1:11-cv-6701-KBF) 1:11-cv-6704-KBF
MORGAN STANLEY, ET AL.,) JURY TRIAL DEMANDED) ECF Case
Defendants.	

NOTICE OF JOINDER TO EXCHANGE DEFENDANTS' MOTION FOR SUMMARY JUDGMENT FOR FAILURE TO COMPLY WITH THE WRITTEN DESCRIPTION REQUIREMENT (DOCKET NO. 570 IN CASE NO. 1:11-CV-6697)

Defendants The Goldman Sachs Group, Inc., Goldman, Sachs & Co., Goldman Sachs Execution & Clearing, L.P., J.P. Morgan Chase & Co., J.P. Morgan Securities, Inc., J.P. Morgan Clearing Corp., Morgan Stanley, Morgan Stanley & Co, Incorporated, Credit Suisse Holdings (USA), Inc., Credit Suisse Securities (USA) LLC, BNY ConvergEx Group LLC, BNY ConvergEx Execution Solutions LLC, HSBC Bank USA, N.A., and HSBC Securities (USA), Inc. (collectively, the "Bank Defendants") respectfully join the Motion for Summary Judgment for Failure to Comply with the Written Description Requirement filed by the Exchange Defendants in *Realtime Data, LLC v. CME Group, Inc., et al.*, Consolidated Case Nos. 1:11-cv-6697 (Dkt. No. 570; *see also* Dkt. Nos. 571-573), 1:11-cv-6699, and 1:11-cv-6702. For the reasons presented in the Exchange Defendants' Memorandum of Law in Support of Defendants'

The Bank Defendants understand that a similar notice of joinder will be filed by the Data Provider Defendants in *Realtime Data, LLC v. Thomson Reuters, et al.*, Consolidated Case Nos. 1:11-cv-6698, 1:11-cv-6700, and 1:11-cv-6700.

Motion for Summary Judgment for Failure to Comply with the Written Description Requirement (Dkt. No. 571 in Case No. 1:11-cv-6697), which are incorporated by reference herein, the Bank Defendants respectfully move for summary judgment that the claims of the patents-in-suit identified therein are invalid for failure to comply with the written description requirement.

Dated: April 4, 2012

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule 5.2 via the Court's CM/ECF system on April 4, 2012, and, as such, was served on all counsel of record.

/s/ Daniel A. DeVito
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